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Dated: August 25, 2008

Signature: /Carl A. Forest/  
(Carl A. Forest)

Docket No.: 022116.0102PTUS  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Kent Voorhees et al.

Application No.: 10/823,294

Confirmation No.: 4536

Filed: April 12, 2004

Art Unit: 1648

For: APPARATUS AND METHOD FOR  
DETECTING MICROSCOPIC LIVING  
ORGANISMS USING BACTERIOPHAGE

Examiner: Z. Lucas

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated April 25, 2008, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.

A **One-Month Petition For Extension Of Time** and the appropriate fee are attached to this paper.